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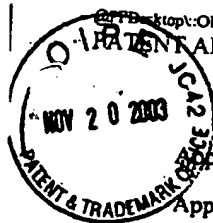
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sean A. McCarthy, Douglas A. Holtzman and Andrew D.J. Goodearl

Application No.: 09/803,589

Filed: March 9, 2001

Group: 1646

Examiner: Eileen B. O'Hara, Ph.D.

Confirmation No.: 6829

For: NOVEL GENES ENCODING PROTEINS HAVING PROGNOSTIC, DIAGNOSTIC, PREVENTIVE, THERAPEUTIC AND OTHER USES

Date: November 20, 2003
EXPRESS MAIL LABEL NO. EV 215729034 US

RECEIVED

PETITION FOR EXTENSION OF TIME

DEC 24 2003

TECH CENTER 1600/2900

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated May 20, 2003 for three months from August 20, 2003 to November 20, 2003 under 37 C.F.R. § 1.136(a).

In lieu of filing a Reply to the Office Action, a continuation application is being filed concurrently herewith.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 210	\$ 420
3 months -	\$ 475	X \$ 950
4 months -	\$ 740	\$1,480
5 months -	\$1,005	\$2,010

- [X] A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.
- [] Please charge Deposit Account No. 08-0380 in the amount of \$[] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

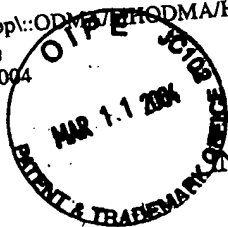
By Robert H. Underwood
Robert H. Underwood

Registration No. 45,170
Telephone (978) 341-0036
Facsimile (978) 341-0136

Adjustment Date: 03/31/2004 SDIRETA1
01/21/2004 LPENDER 00000005 080380 09803589
01 FC:1253 950.00 CR

Concord, Massachusetts 01742-9133
Dated: November 20, 2003

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HEW
March 8, 2004



PATENT APPLICATION
Docket No.: 1855.2058-000

STATUS AND ENTITY
BRANCH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 MAR 16 PM 2:11

Applicant: Sean A. McCarthy, Douglas A. Holtzman and Andrew D.J. Goodearl
Application No.: 09/803,589 Group Art Unit: 1646
Filed: March 9, 2001 Examiner: Eileen B. O'Hara, Ph.D.
Confirmation No.: 6829
Title: NOVEL GENES ENCODING PROTEINS HAVING PROGNOSTIC,
DIAGNOSTIC, PREVENTIVE, THERAPEUTIC AND OTHER USES

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
Date 3-9-04	Signature Sandra Jammal
Typed or printed name of person signing certificate Sandra Jammal	

REQUEST FOR REIMBURSEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant's Attorney is in receipt of a Monthly Statement of Deposit Account, dated January 30, 2004, for Deposit Account No. 08-0380, indicating a charge to said account in the amount of \$950.00 for a three-month extension of time in the above-referenced application. As explained below, this charge appears to be in error.

09/803,589

-2-

STATUS AND ENTITY
BRANCH

2004 MAR 16 PM 2:11

An Office Action issued in the subject application on May 20, 2003, setting a three-month shortened statutory period for reply. On November 20, 2003, Applicant filed a Petition for Extension of Time (3 months) and the required fee of \$950.00 in the form of a check by Express Mail. A copy of the Petition for Extension of Time, which was properly directed to the subject application, is attached as Exhibit A. In addition, a copy of the canceled check, dated November 20, 2003, bearing the Application Number 09/803,589 and Docket Number of the subject application (1855.2058-000), is enclosed herewith as Exhibit B, as evidence of payment of the fee for a three-month extension of time.

In lieu of filing a reply, Continuation Application No. 10/718,332 was filed with a check for \$1076.00 in payment of the applicable fees (\$770.00 for the basic filing fee; and \$306.00 for excess claims). A copy of the canceled check, dated November 20, 2003, bearing the Docket Number of Continuation Application No. 10/718,332 (1855.2058-001), is enclosed herewith as Exhibit C.

In view of the above, it appears that all fees were properly paid by check, including the required extension of time. Applicant's Attorney respectfully requests a reimbursement of \$950.00, to be deposited in Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Helen E. Wendler

Helen E. Wendler

Registration No. 37,964

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: March 9, 2004

DOCKET NO.: 07334-325001/MPI2000-5420MNI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STATUS AND ENTITY
BRANCH

Applicant: Sean A. McCarthy, Douglas A. Holtzman and Andrew D.J. Goodearl

Application No.: 09/803,589

Filed: March 9, 2001

Confirmation No.: 6829

For:

NOVEL GENES ENCODING PROTEINS HAVING PROGNOSTIC, DIAGNOSTIC,
PREVENTIVE, THERAPEUTIC AND OTHER USES

Group: 1646

Examiner: Eileen B. O'Hara, Ph.D.

2004 MAR 16 PM 2:11



Date: November 20, 2003

EXPRESS MAIL LABEL NO. EV 215729034 US

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated May 20, 2003 for three months from August 20, 2003 to November 20, 2003 under 37 C.F.R. § 1.136(a).

In lieu of filing a Reply to the Office Action, a continuation application is being filed concurrently herewith.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 210	\$ 420
3 months -	\$ 475	X \$ 950
4 months -	\$ 740	\$1,480
5 months -	\$1,005	\$2,010

[X] A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.

[] Please charge Deposit Account No. 08-0380 in the amount of \$[] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Robert H. Underwood
Robert H. Underwood
Registration No. 45,170
Telephone (978) 341-0036
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: November 20, 2003

EXHIBIT

A

STATUS AND ENTITY
BRANCH

2004 MAR 16 PM 2:11



HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
530 VIRGINIA ROAD
P.O. BOX 8183
CONCORD, MA 01742

EXHIBIT	DESCRIPTION	DATE	AMOUNT
1855	2058-000		

51408

57017
2110

PAY
AMOUNT
OF

Nine hundred fifty and 00/100

TO THE ORDER OF

Commissioner of Patents and Trademarks

DESCRIPTION

091803589

DOLLARS

CHECK AMOUNT

CHECK NUMBER

51408 \$ 950.00

CITIZENS BANK
MASSACHUSETTS

Kathleen J. Reynolds

051408 *2110701751*

1102631757*

0000095000

CITIZENS BANK/MA
BRIDGE ST. 12200
011500120

11/28/2003
0020719962
FEB BALTIMO
PT-10
11/28/2003

11/28/2003
11/28/2003
11/28/2003

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EXHIBIT

B



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RIVERSIDE, CA 92504
011500120
036047980
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0520-0003-44-330-BALTIMO

NY 28

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EXHIBIT
C

EXPLANATION	AMOUNT

51407

15-7017
2110

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
530 VIRGINIA ROAD
P.O. BOX 8153
CONCORD, MA 01742

TO THE ORDER OF
Commissioner of Patents and Trademarks
1855 888 001
DOLLARS
51407 \$ 1076.00

Barbara J. Taylor

CITIZENS BANK
MASSACHUSETTS

10000107600

1051407 1:211070175: 1102131757